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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

DA-96-225

In the Matter of)
)
Amendment to the Commission's Rules)
To Permit Flexible Service Offerings) WT Docket No. 96-6
in the Commercial Mobile Radio Services)
)

ORDER

Adopted: February 22, 1996

Released: February 22, 1996

Comment Date: March 1, 1996

Reply Comment Date: March 25, 1996

By the Commercial Wireless Division, Wireless Telecommunications Bureau:

1. On January 25, 1996, the Commission released a Notice of Proposed Rulemaking (*Notice*) in the above-referenced docket.¹ The National Association of Regulatory Utility Commissioners (NARUC) has filed a motion to extend the dates that initial and reply comments are due in this docket. Specifically, NARUC requests that the date that initial comments are due be extended from February 26, 1996 to March 1, 1996 and the date reply comments are due be extended from March 18, 1996 to March 26, 1996.²

2. In support of its position, NARUC states that the present deadline of February 26, 1996 for filing initial comments falls two days before the conclusion of its previously scheduled winter meeting and that additional time is needed to form a consensus position and file comments.³ With respect to the date for filing reply comments, NARUC states that the deadline does not give its members sufficient time to review initial comments and formulate a response.⁴

¹ Amendment of the Commission's Rules to Permit Flexible Service Offerings in the Commercial Mobile Radio Services, WT Docket No. 96-6, Notice of Proposed Rulemaking, FCC 96-17 (released Jan. 26, 1996) (*Notice*).

² NARUC Petition at 1.

³ *Id.* at 3.

⁴ *Id.* at 3-4.

3. We find there is merit to NARUC's request for an extension of time, we hereby revise the deadlines for the filing of all comments and reply comments in this proceeding. In particular, we recognize that NARUC is attempting to overcome concrete timing problems beyond its own control and that granting an extension permits NARUC to develop a consensus position and ensures that each of its members has a chance to actively participate in this proceeding. Accordingly, initial comments will be due on March 1, 1996, and reply comments will be due on March 25, 1996.

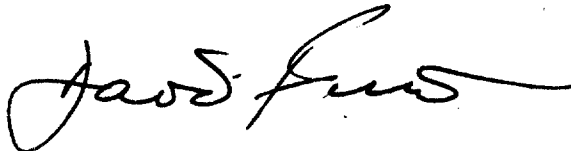
4. This is a non-restricted notice and comment rulemaking proceeding. *Ex parte* presentations are permitted, except during the Sunshine Agenda period, provided that they are disclosed as provided in the Commission's rules. 47 C.F.R. §§ 1.1202, 1.1203, 1.1206.

5. Pursuant to applicable procedures set forth in Sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before March 1, 1996, and reply comments on or before March 25, 1996. To file formally in this proceeding, you must file an original and four copies of all comments, reply comments, and supporting comments. If you want each Commissioner to receive a personal copy of your comments, you must file an original and nine copies. Comments and reply comments should be sent to Office of the Secretary, Federal Communications Commission, 1919 M Street, N.W., Room 222, Washington, D.C. 20554. Parties should also file one copy of any documents filed in this docket with the Commission's copy contractor, International Transcription Services, Inc., 2100 M Street, N.W., Suite 140, Washington, D.C. 20037. Comments and reply comments will be available for public inspection during regular business hours in the FCC Reference Center, 1919 M Street, N.W., Room 239, Washington, D.C. 20554.

6. Accordingly, IT IS ORDERED that, pursuant to Sections 1, 4, 201-205, 215, 218, 220, and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151, 154, 201-205, 215, 218, 220, and 303(r) the motion for extension of time filed by NARUC IS GRANTED to the extent described herein and otherwise IS DENIED.

7. IT IS FURTHER ORDERED, that initial comments in the above-referenced dockets will be due March 1, 1996, and reply comments will be due March 25, 1996.

FEDERAL COMMUNICATIONS COMMISSION

A handwritten signature in black ink, appearing to read "David Furth", written in a cursive style.

David Furth
Acting Chief, Commercial Wireless Division
Wireless Telecommunications Bureau